**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**
**FARAD CONTINUNATION SHEET**
**SECOND APPEAL NO.622 OF 2003**

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| **Office Notes,Office memorandum of Coram, appearances,Court's orders or directions & Registrar's orders.** | **Court's or Judge's orders** |
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Mr.G.S.Godbole for the Appellant
Mr.S.S.Patwardhan for the Res.No.4.

**CORAM: A.S.OKA, J.**
**DATE : DECEMBER 19,2007.**

**P.C.:**

1. Heard Shri Godbole appearing for the Appellants who are the original plaintiffs. A suit filed by the Appellants-Plaintiffs for injunction was dismissed by the trial court by holding that the Appellants have failed to prove that they were in possession of the suit property on the date of institution of the suit. The decree passed by the trial court has been confirmed in the Appeal.

2. After having heard the learned Advocate for the Appellants I find no reason to interfere with the concurrent findings recorded by both the courts below. The Courts below have considered the evidence on record and especially the fact that the premises are not in existence and acquisition of the property has been completed. No substantial question of law arises. Second Appeal is

dismissed with no order as to costs.

**JUDGE**